

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
Charlottesville Division

CAPITAL CONCEPTS, INC. dba
bCreative, Inc.

Plaintiff,

v.

CIVIL ACTION NO. 3:11-cv-00036

THE MOUNTAIN CORPORATION

and

MOUNTAIN RETAIL, LLC

Defendants.

CONSENT MOTION FOR PROTECTIVE ORDER

The parties, Plaintiff Capital Concepts, Inc. dba bCreative, Inc. (“bCreative”), and Defendants The Mountain Corporation and Mountain Retail, LLC (collectively “Mountain”), by counsel, and pursuant to Rule 26(c) of the Federal Rules of Civil Procedure, respectfully move the Court for entry of a Protective Order and state as follows:

1. The parties anticipate that they may produce information in this action that they consider confidential, proprietary or trade secrets. They seek entry of a Protective Order to expedite the litigation, minimize any disputes over confidentiality and to adequately protect material the parties are willing to voluntarily produce but are entitled to keep confidential.

2. To facilitate these goals, the parties have attached as Exhibit A to this Joint Motion a Stipulation for Protective Order. The Stipulation has been endorsed by counsel for both bCreative and Mountain.

3. The parties agree to comply with the requirements of Western District of Virginia Local Rule 9 with respect to any party's request to file documents under seal with the Court.

WHEREFORE, the parties respectfully request that this Court enter the Stipulation for Protective Order attached hereto as Exhibit A.

Respectfully submitted this 27th day of October 2011.

CAPITAL CONCEPTS, INC.

By Counsel

THE MOUNTAIN CORPORATION

MOUNTAIN RETAIL, LLC

By Counsel

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Counsel for the Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that on October 27, 2001, I electronically filed the foregoing *Consent Motion for Protective Order* with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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